



COUNTY OF SAN BERNARDINO

COUNTY ADMINISTRATIVE OFFICE

LEGISLATIVE AFFAIRS
385 North Arrowhead Avenue
San Bernardino, CA 92415-0110
(909) 387-4821

BOARD OF SUPERVISORS

Brad Mitselfelt, Vice-Chairman*First District*
Janice Rutherford*Second District*
Neil Derry.....*Third District*
Gary C. Ovitt.....*Fourth District*
Josie Gonzales, Chair*Fifth District*

GREGORY C. DEVEREAUX
Chief Executive Officer

July 19, 2011

The Honorable Mark Wyland
California State Senate
Sacramento, CA 95814

RE: **SB 744 (Wyland)** – As Amended July 13, 2011 – **Oppose Unless Amended**

Dear Senator Wyland:

The County of San Bernardino has reviewed SB 744 and must respectfully oppose the bill. The County is concerned that the bill, as amended, provides that “any water sub-meter tested by a test bench that is regularly calibrated by a cross-check measure shall be deemed to be tested and sealed and approved for commercial use.”

Under existing law, only licensed sealers of weights and measures or licensed service agents are allowed to test and place into commercial service a weighing, measuring or counting device. This provision protects both the buyer and seller through testing of weighing and assuring devices, ensuring the purchaser receives accurate meters before taking possession.

SB 744 would allow the sub-meter manufacturer to deliver to the purchaser and install the devices before the submeter is independently tested. Alternatively, if legislation was amended to require the testing of sub-meters to be performed by an independent third party certified laboratory, we would reconsider our position.

Allowing manufacturers to test and seal their own devices allows inaccurate and incorrect devices to be placed into commercial use.

For these reasons, the County of San Bernardino must respectfully oppose this bill. If you have any questions, please contact Josh Candelaria, Deputy Legislative Director at (909) 387-4280.

Sincerely,

JOSIE GONZALES

Chair, Board of Supervisors

cc: Members, Assembly Appropriations Committee
Consultants, Assembly Appropriations Committee